



**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

MAIL STOP RCE
COMMISSIONER FOR PATENTS
P.O. Box 1450
ALEXANDRIA, VA 22313-1450

Application Number	08/944,234
Filing Date	October 6, 1997
First Named Inventor	BRYAN et al.
Group Art Unit	3727
Examiner Name	Lien M. NGO
Attorney Docket No.	64118.000044

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-captioned application.

Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

- 1. Submission required under 37 C.F.R. § 1.114** (Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).)

a. Previously submitted

- i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on ____ (Any unentered amendment(s) referred to above will be entered.)
- ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. Other:

b. Enclosed

- i. Amendment/Reply iii. Information Disclosure Statement (including Form PTO-SB/08A and References)
- ii. Affidavit(s)/Declaration(s) iv. Other:

2. Miscellaneous

a. Suspension of action on the above-captioned application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed three months; Fee under 37 C.F.R. § 1.17(i) required.)

b. Other:

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. <input checked="" type="checkbox"/> The Fees are calculated as follows:		AMOUNT	<input checked="" type="checkbox"/> Large Entity	<input type="checkbox"/> Small Entity
i.	<input checked="" type="checkbox"/> RCE BASIC FEE	\$ 770.00	\$ 770.00	\$ 385.00
ii.	<input checked="" type="checkbox"/> EXTENSION FEES	\$ 420.00	One-Month \$ 110.00 Two-Month \$ 420.00 Three-Month \$ 950.00 Four-Month \$ 1480.00 Five-Month \$ 2010.00	\$ 55.00 210.00 475.00 740.00 1005.00
iii.	<input type="checkbox"/> OTHER	\$ 0.00	\$ 0.00	\$ 0.00
b.	<input type="checkbox"/> Check in the amount of \$ _____ is enclosed. The Commissioner is hereby authorized to charge any variance between the amount enclosed and the Patent Office charges to Deposit Account No. 50-0206.			
c.	<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge the fees as indicated above, or credit any overpayments, to Deposit Account No. 50-0206.			

SUBMITTED BY		Complete (if applicable)	
Typed or Printed Name	Robert M. Schulman	Registration No.	31,196
Signature		Date	April 22, 2004



PATENT
ATTORNEY DOCKET No. 64118.000044

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 08/944,234 Confirmation No.: 1173
Applicant : Vincent Bryan *et al.*
Filed : October 6, 1997
Title : DRILL HEAD FOR USE IN PLACING AN INTERVERTEBRAL
DISC DEVICE
TC/Art Unit : 3727
Examiner: : Lien M. Ngo

Docket No. : 64118.44
Customer No. : **21967**

MAIL STOP AF
Commissioner for Patents
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Alexandria, VA 22313-1450

RESPONSE TO FINAL OFFICE ACTION DATED AUGUST 22, 2003

Sir:

AMENDMENT

Responsive to the Office Action mailed August 22, 2003, please amend the above-captioned application as set forth below.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begin on page 4 of this paper

Remarks begin on page 26 of this paper.